FILED
MAY 29 1972

No. 71-1539

IN THE

Supreme Court of the United States

OCTOBER TERM, 1971

In the Matter of
THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD COMPANY, *Debtor*

THE NEW YORK, NEW HAVEN & HARTFORD RAILROAD COMPANY FIRST MORTGAGE 4% BONDHOLDERS COMMITTEE, *Petitioner,*

v.

GEORGE P. BAKER, RICHARD C. BOND, JERVIS LANGDON, JR. and WILLARD WIRTZ, Trustees of the Property of Penn Central Transportation Company, Debtor; MANUFACTURERS HANOVER TRUST COMPANY, as Mortgage Trustee; and PENN CENTRAL TRANSPORTATION COMPANY, *Respondents.*

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Second Circuit

MEMORANDUM FOR GEORGE P. BAKER, RICHARD C. BOND, JERVIS LANGDON, JR. and WILLARD WIRTZ, TRUSTEES OF THE PROPERTY OF PENN CENTRAL TRANSPORTATION COMPANY, DEBTOR, IN OPPOSITION

Of Counsel:

EDWIN K. TAYLOR
Senior Corporate Counsel
Penn Central Transportation Company
1138 Six Penn Center Plaza
Philadelphia, Pennsylvania 19104

JOHN F. DEPODESTA
Reorganization Attorney
1808 Six Penn Center Plaza
Philadelphia, Pennsylvania 19104

CHARLES A. HORSKY
HUGH B. COX
BRICE M. CLAGETT
COVINGTON & BURLING
888 Sixteenth Street, N. W.
Washington, D. C. 20006
Special Counsel for the Trustees

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Petitioner herein seeks review of the same decision by the Court of Appeals for the Second Circuit as is sought to be reviewed in Nos. 71-1401 and 71-1451—petitions for certiorari filed, respectively, by the Trustee of the New York, New Haven & Hartford

Railroad Company, Debtor, and by the Successor Trustee under the Debtor's First & Refunding 4% Mortgage Bonds. The Court is respectfully referred to the Brief in Opposition filed by these respondents in those cases for the reasons why this petition, as well, should be denied.

Respectfully submitted,

CHARLES A. HORSKY
HUGH B. COX
BRICE M. CLAGETT

COVINGTON & BURLING
888 Sixteenth Street, N.W.
Washington, D. C. 20006

Special Counsel
for the Trustees

Of Counsel:

EDWIN K. TAYLOR
Senior Corporate Counsel
Penn Central Transportation Company
1138 Six Penn Center Plaza
Philadelphia, Pennsylvania 19104

JOHN F. DEPODESTA
Reorganization Attorney
1808 Six Penn Center Plaza
Philadelphia, Pennsylvania 19104